IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

WP(C).No. 22889 of 2007(Y)

PETITIONER:

MUZAMIL MEHMOOD (MINOR),
EXCHANGE ROAD,JAMMU, REPRESENTED BY HIS FATHER AND NATURAL GUARDIAN SHEIKH MEHMOOD, THROUGH POWER OF ATTORNEY SHAHID IQBAL,S/O. G.M.GHULAM MUSTAFA, EXCHANGE ROAD JAMMU.

BY ADV. SRI.VPK.PANICKER

RESPONDENTS:

1. THE STATE OF KERALA REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIATE, THIRUVANANTHAPURAM.

2. THE COMMISSIONER OF ENTRANCE EXAMINATION OFFICE OF THE ENTRANCE EXAMINATION, THIRUVANANTHAPURAM.

3. DIRECTORATE OF MEDICAL EDUCATION, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, REPRESENTED BY THE JOINT DIRECTOR, MEDICAL HEALTH AND EDUCATION, THIRUVANANTHAPURAM.

4. THE JOINT ENTANCE COMMISSIONER, THIRUVANANTHAPURAM.

BY
GOVERNMENT PLEADER SHRI.M.R.SABU.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/08/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.22889 of 2007

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Dated this the 3rd day of August, 2007

J U D G M E N T

The petitioner seeks admission to M.B.B.S. Course in Kerala in the seat reserved for the candidates nominated by the State of Jammu and Kashmir. Petitioner's contention is that the Ministry of Health and Family Welfare of the State of Jammu and Kashmir has nominated the petitioner's name as required under law, to the Director of Medical Education, Kerala, in spite of which, the respondents are not considering the petitioner's claim for admission.

2. The contention of the learned Government Pleader is that Ext.P11, which is relied upon by the petitioner, is not a proper nomination in so far as the same is only a letter from the Minister for Health. In the above circumstances, I directed the Government Pleader to produce before me a copy of communication No.PQB/71 dated 15.5.2007. A fax copy of the

same is produced before me today. The same is under the letter-head of Ministry of Health and Family Welfare, nominating the name of the petitioner for admission. In so far as no specific form has been prescribed by the respondents for such nomination, I am satisfied that this would constitute sufficient nomination as required under law. Therefore, I direct the respondents to process the application for admission of the petitioner on the basis of Ext.P11 and the communication referred to therein which has been produced before me, while making admission to M.B.B.S. Course.

Writ petition is disposed of as above.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.